

PROCEEDINGS OF THE COMMON COUNCIL

IN REGULAR SESSION

TUESDAY, JANUARY 24, 19 78

CITY OF FORT WAYNE, INDIANA  
JOURNAL OF THE PROCEEDINGS  
OF THE COMMON COUNCIL

The Common Council of the City of Fort Wayne met in the Council

Chambers Tuesday evening January 24 A.D., 1978, in  
Regular Session. President Samuel J. Talarico in the chair,  
and Charles W. Westerman Clerk, at the desk, present the following

members \_\_\_\_\_ viz:

BURNS ✓, HINGA ✓, HUNTER ✓,

MOSES ✓, NUCKOLS ✓, DONALD SCHMIDT ✓,

VIVIAN SCHMIDT ✓, STIER ✓, TALARICO ✓,

ABSENT \_\_\_\_\_

COUNCILMAN \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_,

The invocation was given by Reverend James Rosemond, Assistant

Union Baptist Church

Received report from the City Controller for the month of \_\_\_\_\_,

19 \_\_\_\_\_. Motion made and carried that report be made a matter of record and placed  
on file.

*Reorganization - January 2*  
The minutes of the last Regular January 10, 19 78,

\_\_\_\_\_, 19 \_\_\_\_\_,  
Special \_\_\_\_\_, 19 \_\_\_\_\_,

Session having been delivered to the Council, were, on motion, approved and  
published.



## THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

office of the mayor

January 11, 1978

To the Common Council  
Gentlemen and Mrs. Schmidt:

MADE A MATTER OF RECORD  
DATE 1-24-78 CHARLES W. WESTERMAN, CITY CLERK

Today, January 11, 1978, I have approved the following ordinances passed by the Common Council at its regular meeting of January 10, 1978.

(Bill No. A-77-12-23)  
APPROPRIATION ORDINANCE NO. A-01-78

AN ORDINANCE merging Fund #43 into the General Fund, thus eliminating Fund #43

(Bill No. S-77-12-05)  
SPECIAL ORDINANCE NO. S-01-78

AN ORDINANCE authorizing the issuance and sale of \$765,000.00 First Mortgage Revenue Bonds, Series 1977, Fort Wayne Racquet Ball Associates, an Indiana Limited Partnership, Lessee of the City of Fort Wayne, Indiana, for the purpose of defraying the cost of acquiring economic development facilities for lease to Fort Wayne Racquet Ball Associates, authorizing the execution of the Lease Agreement, providing for the pledge of revenues for the payment of said bonds, authorizing a mortgage and indenture of trust appropriate for the protection and disposition of such revenues; and authorizing the sale of said bonds

(Bill No. S-77-12-24)  
SPECIAL ORDINANCE NO. S-02-78

AN ORDINANCE approving an Agreement to Purchase Real Estate from Mildred B. Greulach for Neighborhood Care, Inc.

(Bill No. R-78-01-05)  
RESOLUTION NO. R-01-78

A RESOLUTION authorizing payment to James Auto and Truck Sales for repair of Board of Public Vehicle



(Bill No. R-78-01-06)  
RESOLUTION NO. R-02-78

A RESOLUTION authorizing the temporary advancement of funds from the Revenue Sharing Trust Fund, Motor Vehicle Highway Fund, Local Road & Street Fund and Fort Wayne Firefighting Fund to the General Fund for the period ending December 31, 1978

(Bill No. Z-77-10-10)  
ZONING MAP ORDINANCE NO. Z-01-78

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. P34 -Q34

(Bill No. G-76-09-13)  
(As Amended)  
GENERAL ORDINANCE NO. G-01-78

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain utility easement

(Bill No. G-77-12-10)  
GENERAL ORDINANCE NO. G-02-78

AN ORDINANCE amending certain Sections of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1976

(Bill No. S-77-12-31)  
SPECIAL ORDINANCE NO. S-03-78

AN ORDINANCE approving a contract with L.W. Dailey, Inc., for Resolution No. 5772-1977

(Bill No. S-77-12-32)  
SPECIAL ORDINANCE NO. S-04-78

AN ORDINANCE approving Change Order No. 1 in connection with Resolution No. 290-1977 Project No. C-180839-01-N. Maumee River Sanitary Interceptor

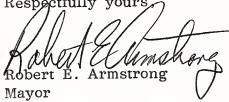
(Bill No. S-77-12-33)  
SPECIAL ORDINANCE NO. S-05-78

AN ORDINANCE approving a contract with T & F Construction Corp. of Indiana, for EDA Project No. 06-51-26289, Resolution No. 125-77

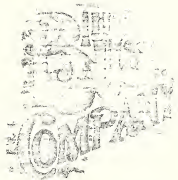
(Bill No. S-77-12-34)  
SPECIAL ORDINANCE NO. S-06-78

AN ORDINANCE approving Change Order No. 17 in connection with Job No.  
3263.8D - Division I - Water Pollution Control Plant Additions

Respectfully yours,



Robert E. Armstrong  
Mayor



January 12, 1978

Common Council  
City of Fort Wayne  
City Clerks Office  
City County Building  
Fort Wayne, Indiana 46802

Dear Council Member:

Enclosed is a copy of a Notice of Public Hearing  
for the Fort Wayne Public Transportation Corporation  
1978 Operating Assistance Grant. You are invited to  
attend this hearing.

Sincerely yours,

THE BUS COMPANY

Thomas W. Dugan  
Director of Planning

TWD:js  
Enc.

*Made a mailer of record 1-24-78*

## Notice of Public Hearing

Re: Fort Wayne Public Transportation Corporation  
1978 Operating Assistance Grant

- I. Notice is hereby given that public hearing will be held by the Fort Wayne Public Transportation Corporation for the purpose of considering a project for which Federal operating assistance under Section 5 of the Urban Mass Transportation Act of 1964, as amended, is being sought. The hearing shall be held at the corporate offices, 801 Leesburg Road, Fort Wayne, Indiana, at 1:00 P.M. on Tuesday, February 14, 1978.
  - A. Description of Project
    1. The Project is to provide the Fort Wayne PTC with operating funds for calendar year 1978.
    2. The project will serve the Fort Wayne-New Haven urbanized area.
    3. The net project cost is estimated to be \$2,418,477. The federal share shall be \$1,200,000 with the local share being \$1,218,477. The local share shall be provided through a combination of local property taxes, excise taxes, bank taxes, advertising revenue, and a grant from the State of Indiana.
  - B. No persons, families, or businesses will be displaced by this project.
  - C. The project will not have a significant environmental impact upon the urban area.
  - D. The project is in conformance with comprehensive land use and transportation planning in the area and is consistent with the adopted programming of projects in the Transportation Improvement Program.
  - E. The project has considered the special needs of the elderly and handicapped particularly by providing half fares to these riders during all hours of operation.
- II. At the hearing, the Fort Wayne PTC will afford an opportunity for interested persons or agencies to be heard with respect to the social, environmental, and economic aspects of the project. Interested persons may submit orally or in writing evidence and recommendations with respect to said project.

- III. A copy of the application and the Transportation Improvement Program for the area are currently available for public inspection at the corporate offices, 801 Leesburg Road, Fort Wayne, Indiana.

*Thomas W. Dugan*

Thomas W. Dugan  
Director of Planning  
Fort Wayne Public Transportation Corporation

MADE A MATTER OF RECORD  
DATE \_\_\_\_\_ CHARLES W. WESTERMAN, CITY CLERK



## THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

office of the mayor

January 17, 1978

### TO THE MEMBERS OF THE COMMON COUNCIL:

Thank you for your invitation to appear before Council on January 17, 1978, to discuss the CETA Consortium. I regret that a previous commitment will make it impossible to meet with you at that time.

I have directed my staff to prepare a complete report on the CETA program, and I will be willing to share this report with you as soon as it is completed. I will contact you in the near future to determine a mutually acceptable date to review this report.

Sincerely,

  
Robert E. Armstrong  
Mayor

REA:ip

MADE A MATTER OF RECORD  
DATE 1-25-78 CHARLES W. WESTERMAN, CITY CLERK







FRANKLIN NATIONAL

LIFE INSURANCE COMPANY

1-17-78

Appearance of  
members of City  
Constitution was  
a Kelley County -  
3 members.

De Kels County  
Bro. Frank  
Kille County -  
Hugh Kestane -

La Dunge - Exposed

HOME OFFICE: 2100 GOSHEN ROAD, FORT WAYNE, INDIANA 46808  
Telephone (219) 482-1581



president of common council

## THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

john nuckols

councilman, 1st district

2419 winch 46803

January 23, 1978

Mayor Robert Armstrong  
Mayor's Office  
City-County Building  
Fort Wayne, IN 46802

Dear Mayor Armstrong:

As Committee Chairman in charge of Resolution No. R-78-01-22, a resolution of the Common Council concerning the participation of Fort Wayne in the CETA consortium, I am urging you to appear before the Common Council on January 24, 1978, and brief the members on the position and stand you take. I hope to bring this resolution out of committee at this time and place this ordinance up for passage.

This action is taken pursuant to our telephone conversation of January 23, 1978.

Regards,

John Nuckols  
First District Councilman

JN/rh

1-24-78  
MADE A MATTER OF RECORD  
DATE \_\_\_\_\_ CHARLES W. WESTERMAN, CITY CLERK

President of the Common Council  
City of Fort Wayne, Indiana

Gentlemen:

Attached herewith are authenticated copies of the Board of  
Public Safety Regulatory Resolution Number: 2/78/E

For the purpose of enforcement, please make this communication  
and the attached Regulatory Resolution a matter of record and  
incorporate it into the minutes of the next Common Council  
Meeting.

Respectfully submitted,



William L. Kerr, Sr.  
Acting Chairman  
Board of Public Safety

1-24-78  
DATE

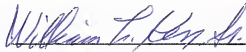
MADE A MATTER OF RECORD

CHARLES W. WESTERMAN, CITY CLERK

RETURN CERTIFICATE

(Regulatory Resolution No. 2/78 /E)

I hereby certify that I did this 16th day of  
January, 19 78 deliver to each, the City Traffic  
Engineer, the Chief of Police, the City Attorney, The City  
Clerk and the President of the Common Council of the City  
of Fort Wayne, Indiana, respectively, a copy of the within  
Regulatory Resolution No. 2/78 /E of the Board of Public  
Safety of the City of Fort Wayne, duly certified by me as  
Acting Chairman  
~~XXXXXXXX~~ of said Board, in accordance with the provisions  
of Section 7-4(a) of Chapter 7, Municipal Code of the City  
of Fort Wayne, Indiana 1946, as amended by General Ordinance G-55, adopted FEB. 14, 1961.



Acting Chairman  
~~XXXXX OVER SECRETARY~~

REGULATORY RESOLUTION NO. 2/78 /E

(Adopted January 16 , 1978.)

WHEREAS, Section 17-4(a) (3), Chapter 17, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to RENEW & EXTEND REGULATORY RESOLUTION 68/77/E:

NO PARKING 6:00 A.M. to 9:00 A.M. 3:00 P.M. to  
6:00 P.M. (EMERGENCY) ; and,

WHEREAS, the City Traffic : Engineer has, by written memorandum dated January 12 , 19 78, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD  
OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4(a) (3) of Chapter 17 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55. adopted FEB. 14. 1961. to make experimental regulations to cover special conditions, it is hereby ordered, effective January 16 ,

19 78, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

NO PARKING 6:00 A.M. to 9:00 A.M. 3:00 P.M. to 6:00 P.M. (EMERGENCY)

Rudisill Blvd. -- North Side -- from Lillie St. to Winter St.


President of the Common Council  
City of Fort Wayne, Indiana

Gentlemen:

Attached herewith are authenticated copies of the Board of  
Public Safety Regulatory Resolution Number: 3/78/E

For the purpose of enforcement, please make this communication  
and the attached Regulatory Resolution a matter of record and  
incorporate it into the minutes of the next Common Council  
Meeting.

Respectfully submitted,

  
William L. Kerr, Sr.  
Acting Chairman  
Board of Public Safety

1-24-79  
DATE \_\_\_\_\_ MADE A MATTER OF RECORD  
CHARLES W. WESTERMAN, CITY CLERK

RETURN CERTIFICATE

(Regulatory Resolution No. 3/78 /E)

I hereby certify that I did this 18th day of January, 19 78 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, The City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within Regulatory Resolution No. 3/78 /E of the Board of Public Safety of the City of Fort Wayne, duly certified by me as ~~Secretary~~ <sup>Acting Chairman</sup> of said Board, in accordance with the provisions of Section <sup>17-4</sup>(a) of Chapter <sup>17</sup>, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance G-55, adopted FEB. 14, 1961.



Acting Chairman  
~~EXECUTIVE SECRETARY~~

REGULATORY RESOLUTION NO. 378/E

(Adopted January 18, 1978)

WHEREAS, Section 7-4(a) (3), Chapter 17, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to NO PARKING (EMERGENCY)

\_\_\_\_\_ ; and,

WHEREAS, the City Traffic : Engineer has, by written memorandum dated January 16, 19 78, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 7-4(a) (3) of Chapter 17 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No. G-55 adopted FEB. 14, 1961. to make experimental regulations to cover special condi-

tions, it is hereby ordered, effective January 18,

19 78, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

NO PARKING (EMERGENCY)

Brackenridge St. -- south side -- from Calhoun St. to 160 ft.  
west thereof

Baker St. -- north side -- from Calhoun St. to 210 Ft.  
west thereof

Baker St. -- south side -- Calhoun St. to Clinton St.



THE COUNCIL THEN ADJOURNED.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of the City of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its Regular Session, held on Tuesday the 24th day of January, 19 78 that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this 31st day of January, 19 78.

\_\_\_\_\_  
Charles W. Westerman  
City Clerk